UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

WHITE ROCK MONTESSORI	§		
ELEMENTARY SCHOOL OF THE	§		
GOOD SAMARITAN, INC. D/B/A WHITE	§		
ROCK MONTESSORI,	§		
	§	Case No.	
Plaintiff/Counter-Defendant,	§		
	§		
v.	§		
	§		
JESSICA BROWN WILSON, as Next	§		
Friend to G.E.W. and DOES 1 – 100,	§		
	§		
Defendant and Counter-Plaintiffs.	§		

NOTICE OF REMOVAL

Pursuant to 28 U.S.C. §§1331 and 1441-1446, Defendant Jessica Brown Wilson ("Wilson"), as next friend to G.E.W. and Does 1 – 100 (together, "Counter-Plaintiffs"), hereby removes the above-captioned case from the Dallas County District Court, in which it is now pending, to the United States District Court for the Northern District of Texas, Dallas Division, and as grounds for removal states as follows:

INTRODUCTION

- 1. Counter-Plaintiffs are individuals residing in Dallas, Dallas County, Texas.
- 2. White Rock Montessori is a domestic nonprofit corporation located and doing business in Dallas County, Texas.
- 3. White Rock Montessori commenced this action against Wilson by filing *Plaintiff's Original Petition* in the 44th Judicial District Court of Dallas County, Texas, on November 19, 2019. A copy of the Petition is attached at <u>Exhibit A</u>.

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- 4. This matter is subject to removal pursuant to 28 U.S.C. § 1441.
- 5. Wilson seeks to remove this action from the 44th Judicial District Court of Dallas County, Texas, to the United States District Court for the Northern District of Texas, Dallas Division, on the following grounds.

BASIS FOR REMOVAL

- 6. Removal is proper because the counterclaims present federal questions. *See* 28 U.S.C. § 1446(b)(3).
- 7. All documents in the state court action are attached to this notice at Exhibit A as required by 28 U.S.C. § 1446.
- 8. Venue is proper in this district under 28 U.S.C. § 1441(a) because this district and division embrace the place where the removed action has been pending and where Plaintiff alleges the events subject to the lawsuit arose.
- 9. Wilson will promptly file a copy of this Notice of Removal with the clerk of the court where the action has been pending.

CONCLUSION AND PRAYER

- 10. Wilson asks that this action be removed to this Court and this Court accept jurisdiction of this action, and that the action be placed on the docket of this Court for further proceedings, as though it had originally been instituted in this Court.
- 11. By filing this Notice of Removal, Wilson does not intend to waive her right to assert any claims, defenses or other motions permitted under the Federal Rules of Civil Procedure.
- 12. For the reasons stated above, Wilson respectfully requests that this Court take jurisdiction of this action to its conclusion and final judgment to the exclusion of any further proceedings in the state court action.

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Dated: March 5, 2020 Respectfully submitted,

/s/ Jessica Brown Wilson

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CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that a true and correct copy of this document has been served via e-mail on Plaintiff's counsel of record, shown below, on this 5th day of March, 2020.

Robert J. Reagan REAGAN MCLAIN & HATCH, LLP White Rock Tower, Suite 300 6510 Abrams Rd. Dallas, Texas 75231 Bob@reaganmclain.com

/s/ Jessica Brown Wilson
Jessica Brown Wilson

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